

1 David Lochabay
2 Asst. Attorney General
OFFICE OF THE ATTORNEY GENERAL
3 2nd Fl., Juan A. Sablan Admin. Bldg.
Capital Hill
4 Caller Box 10007
Saipan, MP 96950
5 Tel: (670) 664-2341
Fax: (670) 664-2331
6 E-mail: lochabay@justice.com

7 Attorneys for Defendants

**IN THE
UNITED STATES DISTRICT COURT
FOR THE NORTHERN MARIANA ISLANDS**

17 Defendants aver that the following facts are undisputed in this action:

18 1. Plaintiff was appointed Special Assistant for Women's Affairs by Governor Juan Babauta on
19 April 5, 2002, effective April 8, 2002. (Defendant's Mot.Sum.Judg., Ex. 1).

21 2. Plaintiff received a letter from Defendant Villagomez, dated February 6, 2006, informing her
22 that she must vacate the office of Special Assistant for Women's Affairs on or before April 8, 2006.
23 (Defendants' MSJ, Ex. 5).

3. Plaintiff did vacate her office on or about April 15, 2008.

4. Defendant CNMI issued personnel actions regarding her appointment. (Def. MSJ, Ex. 2,3,4)

5. Plaintiff signed the Conditions of Employment relative to her appointment. (Def. MSJ, Ex.

20
4)

27 6. The Request for Personnel Action and Notification of Personnel Action issued to document
28

1
2 Plaintiff's appointment indicate a term from April 8, 2002, to April 8, 2006. (Def. MSJ, Ex. 2, 3).
3

4
5 Respectfully submitted,
6
7

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

/s/ David Lochabay
David Lochabay
Asst. Attorney General
Office of the Attorney General
Attorneys for Defendants

CERTIFICATE OF SERVICE

I hereby certify that the above and foregoing was e-filed this 1st day of February, 2008, with service requested to Douglas F. Cushnie, attorney for Plaintiff.

/s/ David Lochabay